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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/910,282	07/19/2001	Yasushi Yamade	011350-283	2056
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Platon N. Mandros BURNS, DOANE, SWECKER & MATHIS, L.L.P. P.O. Box 1404 Alexandria, VA 22313-1404			ART UNIT 2194	PAPER NUMBER

DATE MAILED: 01/09/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

# Office Action Summary

Application No.

09/910,282

Applicant(s)

YAMADE, YASUSHI

Examiner

Diem K. Cao

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 02 November 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-32 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-32 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

  
WILLIAM THOMSON  
SUPERVISORY PATENT EXAMINER

## Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_

### DETAILED ACTION

1. Claims 1-32 are pending.

#### *Claim Rejections - 35 USC § 103*

2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. **Claims 1, 3, 11, 19, 21-22 and 31 are rejected under 35 U.S.C. 103(a) as being unpatentable over Dodson (U.S. 6,513,159 B1) in view of Harding (U.S. 5,794,052).**

4. As to claim 1, Dodson teaches a method for installing a printer driver (installing new drivers from driver source; col. 2, lines 63-65) stored on a recording medium on a computer terminal (Driver source may be a computer-readable medium 145; col. 2, lines 51-54) comprising referring information set in the computer terminal (Master installer ... the platform configuration and its version; col. 3, lines 9-20), and determining what driver to install (determines what drives need to be installed or updated in the computer system; col. 5, lines 4-6 and 40-43), selecting one of the multiple drivers stored on the recording medium on the basis of the computer's platform configuration and its version (five different versions of a driver for a particular module of a particular device; col. 1, lines 32-34 and the drivers that need to be installed are obtained from the driver source location; col. 5, lines 63-65), and installing the

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selected driver on the computer terminal (the needed drivers are installed on the computer system; col. 5, lines 66-67). Although Dodson does not explicitly teach printer drivers, Dodson teaches the computer system includes a printer, and different equipments, and the installing process install all the needed drivers so the computer system can control the printer and other equipments (col. 2, lines 26-32 and abstract). Inherently, Dodson teaches printer drivers.

5. However, Dodson does not teach referring regional information set in the computer terminal in advance, and the multiple printer drivers corresponding to multiple different regions, respectively. Harding teaches referring regional information set in the computer terminal in advance (col. 6, lines 39-41 and col. 13, lines 5-10), and the multiple software modules corresponding to multiple different regions, respectively (the computer manufacture ... as an option; col. 6, lines 16-18 and col. 9, line 67 – col. 10, line 2 and col. 11, lines 55-57 and col. 12, lines 58-61).

6. It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teaching of Dodson and Harding because it provides a solution that provides the users with a quick, less confusing and more convenient of setting up software on the computer to operate in a language selected by the users (col. 4, lines 4-8).

7. As to claim 3, Harding teaches the regional information set in the computer terminal in advance includes information concerning languages set in the computer terminal (col. 4, lines 4-8 and col. 6, lines 39-41).

8. As to claim 11, it is the same as the method claim of claim 1 and is rejected under the same ground of rejection.

9. As to claim 19, it is the same as the method claim of claim 1 and is rejected under the same ground of rejection.

10. As to claim 21, see rejection of claim 3 above.

11. As to claim 22, Dodson teaches the plurality of printer drivers are stored on a computer-readable medium (col. 1, lines 32-34 and col. 2, lines 51-54).

12. As to claim 31, it is the same as the method claim of claim 1 and is rejected under the same ground of rejection.

**13. Claims 2, 12, and 20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Dodson (U.S. 6,513,159 B1) in view of Harding (U.S. 5,794,052) further in view of Garney (U.S. 6,081,850).**

14. As to claim 2, Dodson does not teach the selection step comprising steps of referring to a table that correlates the regional information with addresses where each printer driver is stored, and selecting one of the printer drivers by specifying an address corresponding to the regional

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information. Garney teaches device drivers are stored on a mass storage device of a computer system (col. 6, lines 1-10), the mass storage device has a look up table which maps each type of the card to a memory area of the mass storage device, and the device driver to control the card is stored in the memory area (col. 4, lines 44-55), and selecting one of the driver by specifying an address (point directly to the location on the mass storage device of the device driver; col. 9, lines 22-27). It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teaching of Dodson and Garney because it would improve the performance of Dodson's system by referring directly to the locations of the software that need to be installed.

15. As to claims 12 and 20, see rejection of claim 2 above.

**16. Claims 4, 5, 10, 13-14, 23-24, 29-30 and 32 are rejected under 35 U.S.C. 103(a) as being unpatentable over Harding (U.S. 5,794,052) in view of Dodson (U.S. 6,513,159 B1).**

17. As to claim 4, Harding teaches a step of referring regional information set in the computer terminal in advance (col. 6, lines 39-41 and col. 13, lines 5-10), a selection step of selecting a piece of set up information from multiple pieces of setup information stored on the recording medium on the basis of the referred regional information (batch file for selected language; col. 6, lines 41-51, col. 10, lines 49-54), the multiple pieces of setup information corresponding to multiple different regions, respectively (col. 1, lines 32-34 and col. 2, lines 51-

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54), a step of installing a control program and the selected piece of setup information on the computer terminal (col. 6, lines 51-54 and col. 10, lines 60-62).

18. However, Harding does not teach a method of installing a printer driver. Dodson teaches a method of installing a printer driver from a plurality of driver (abstract and col. 1, lines 32-34).

19. It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teaching of Harding and Dodson because it provides a method to install program automatically.

20. As to claim 5, Harding as modified teaches the selection step is executed by using a setup selection module contained in the control program (col. 12, lines 21-25).

21. As to claim 10, Harding teaches the regional information set in the computer terminal in advance includes information concerning languages set in the computer terminal (col. 4, lines 4-8 and col. 6, lines 39-41).

22. As to claim 13, it is the same as the method claim of claim 4 and is rejected under the same ground of rejection.

23. As to claim 14, see rejection of claim 5 above.

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24. As to claim 23, it is the same as the method claim of claim 4 and is rejected under the same ground of rejection.

25. As to claim 24, see rejection of claim 5 above.

26. As to claim 29, see rejection of claim 10 above.

27. As to claim 30, Harding teaches the plurality pieces of setup information are stored in a computer-readable medium (col. 11, lines 55-57).

28. As to claim 32, it is the same as the method claim of claim 4 and is rejected under the same ground of rejection.

**29. Claims 6-8, 15-17, and 25-27 are rejected under 35 U.S.C. 103(a) as being unpatentable over Harding (U.S. 5,794,052) in view of Dodson (U.S. 6,513,159 B1) further in view of Hanson (6,148,346).**

30. As to claim 6, Harding does not teach the setup information includes language information used for displaying the status of printing conditions a screen. Hanson teaches the displayed GUI regarding the printer setup information, menu items selections and status information of the printer are provided from the printer driver (col. 5, lines 13-43). It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the



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teaching of Harding and Hanson because the component driver could be the function to display the printing condition on the screen.

31. As to claim 7, Harding does not teach the setup information includes information on printing paper sizes to be used on the printer. Hanson teaches the displayed paper size is provided from the printer driver (col. 5, lines 53-59). It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teaching of Harding and Hanson because the component driver could be the function to display the paper size to be used.

32. As to claim 8, Harding does not teach the setup information includes information on measurement unit systems to be used for setting up printing conditions and displays. Crick teaches the component driver performs a function that may be used in accessing a device (abstract). Hanson teaches the displayed GUI regarding the printer setup information, menu items selections and status information of the printer are provided from the printer driver (col. 5, lines 13-43). It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teaching of Harding and Hanson because the component driver could be the function to specify the measurement unit systems to be used.

33. As to claims 15-17, see rejections of claims 6-8 above.

34. As to claims 25-27, see rejections of claims 6-8 above.

**35. Claims 9, 18 and 28 are rejected under 35 U.S.C. 103(a) as being unpatentable over Harding (U.S. 5,794,052) in view of Dodson (U.S. 6,513,159 B1) further in view of Garney (U.S. 6,081,850).**

36. Harding does not teach the selection step including the steps of referring to a table that correlates the regional information with addresses where each piece of setup information is stored, and selecting a piece of setup information from multiple pieces of information by specifying an address corresponding to the regional information. Garney teaches device drivers are stored on a mass storage device of a computer system (col. 6, lines 1-10), the mass storage device has a look up table which maps each type of the card to a memory area of the mass storage device, and the device driver to control the card is stored in the memory area (col. 4, lines 44-55), and selecting one of the driver by specifying an address (point directly to the location on the mass storage device of the device driver; col. 9, lines 22-27). It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teaching of Harding and Garney because it would improve the performance of Harding system by referring directly to the locations of the software that need to be installed.

37. As to claims 18 and 28, see rejection of claim 9 above.

*Response to Arguments*

38. Applicant's arguments filed 11/2/2005 have been fully considered but they are not persuasive.

As to Applicant's arguments regarding that Harding does not teach different versions of the device driver files corresponding to different languages, examiner respectfully traverses for the reasons set forth below:

- First, the claims in this instant application are rejected under the obviousness type rejection based on the combination of references of Dodson and Harding, not Dodson or Harding alone.
- Second, Dodson teaches there are multiple versions of drivers for a device, and only one driver will be selected to be installed in the system based on the system configuration and its version. Dodson does not explicitly teach each version of the driver is for one languages.
- Finally, the reference of Harding is used to teach selecting and install software onto a computer from a list of software, wherein the list of software includes software for multiple languages, based on the language that the user selected. Although Harding does not teach the device drivers in multiple languages, and if Harding taught, Harding would have teach the claimed invention alone already, the concept of Harding's reference (from year 1995) would have motivated one of ordinary skill in the art to apply to different type of software nowadays, i.e., apply to the device driver technology art.
- Thus, the combination of Dodson and Harding teaches the claimed invention, and the rejection is maintained.

***Conclusion***

39. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Diem K. Cao whose telephone number is (571) 272-3760. The examiner can normally be reached on Monday - Friday, 5:30AM - 2:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William Thomson can be reached on (571) 272-3718. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

**Any response to this action should be mailed to:**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Any inquiry of a general nature or relating to the status of this application should be directed to the TC 2100 Group receptionist at 571-272-2100.

Diem Cao

  
WILLIAM THOMSON  
SUPERVISORY PATENT EXAMINER